

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT WINCHESTER**

UNITED STATES OF AMERICA ) Case No. 4:21-cr-00001  
v. )  
CARL DEWONE DAVIS, JR. ) District Judge Travis R. McDonough  
                            ) Magistrate Judge Christopher H. Steger

**ORDER**

U.S. Magistrate Judge Christopher H. Steger filed a report and recommendation (Doc. 35) recommending that the Court: (1) grant Defendant's motion to withdraw his not guilty plea to Counts Three and Four of the four-count Indictment; (2) accept Defendant's guilty plea to Counts Three and Four of the four-count Indictment; (3) adjudicate Defendant guilty of distribution of cocaine base ("crack") in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C); (4) adjudicate Defendant guilty of possession of a firearm by a convicted felon in violation of 18 U.S.C. § 922(g)(1); and (5) order that Defendant remain in custody pending sentencing or further order of this Court.

After reviewing the record, the Court agrees with Magistrate Judge Steger's report and recommendation. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge's report and recommendation (Doc. 35) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

1. Defendant's motion to withdraw his not guilty plea to Counts Three and Four of the four-count Indictment is **GRANTED**;
2. Defendant's plea of guilty to Counts Three and Four of the four-count Indictment is **ACCEPTED**;

3. Defendant is hereby **ADJUDGED** guilty of distribution of cocaine base ("crack") in violation of 21 U.S.C. §§ 841(a)(1) and 841(b)(1)(C);
4. Defendant is hereby **ADJUDGED** guilty of possession of a firearm by a convicted felon in violation of 18 U.S.C. § 922(g)(1); and
5. Defendant **SHALL REMAIN** in custody until further order of this Court or sentencing in this matter which is scheduled to take place on **January 21, 2022, at 9:00 a.m.**

**SO ORDERED.**

*/s/ Travis R. McDonough*

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TRAVIS R. MCDONOUGH  
UNITED STATES DISTRICT JUDGE